

and interest of said corporation, or beginning at the tippie or other works of said corporation, or at the place where said corporation intends or designs to erect such tippie or other works, and running either on the surface, underground or by elevated road, or partly on the surface and partly by the other methods or one of them, to the vein of coal or other minerals at the point at which said corporation may desire to open or work the same; and to use and control said railroad or railroads, and the necessary vehicles and appurtenances thereto belonging.

274. Nothing in this article shall apply to or authorize the construction of any elevated railroad, or of any other railroad, except the surface road; and no elevated railroad company shall be incorporated, except under a special charter of the General Assembly; and no ~~elevated~~ railroad shall be constructed in or through the City of Baltimore, or in or through any of the counties of ~~this~~ State; except under a special charter of the General Assembly; provided, however, that nothing of this section shall apply to railroads constructed by mining companies, as provided for in section 228 of this article.

SEC. 2. *And be it further enacted*, That this act shall take effect from the date of its passage.

Approved April 4, 1912.

CHAPTER 113.

AN ACT to pay to the School Commissioners of Garrett County a sum of money out of the State school tax.

WHEREAS, In view of the pressure of the present apportionment, especially upon Garrett county, of the State school tax, and the inability, without larger increase of county taxation, to keep her schools open for seven and one-half months, and in view of the fact that mountain ridges so divide the population of Garrett county, the largest county in the State in area, as to render school facilities for all of the children more expensive than in more central parts of the State; and

WHEREAS, It has been unanimously recommended by the State Board of Education that such sum of money should be paid out of the State School Fund to the Board of School Commissioners of Garrett county; therefore,